



**REGULAR MEETING OF THE COMMON COUNCIL
MIDDLETOWN, CONNECTICUT
JANUARY 3, 2012**

Organization Meeting	A Regular Meeting of the Common Council of the City of Middletown was held in the Council Chamber of the Municipal Building, on Tuesday, January 3, 2012 at 7:00 p.m.
Present	Mayor Daniel T. Drew, Council Members Thomas J. Serra, Ronald P. Klattenberg, Mary A. Bartolotta, Gerald E. Daley, Robert P. Santangelo, Hope P. Kasper, Grady L. Faulkner, Jr., Philip J. Pessina, Joseph E. Bibisi, Linda Salafia, Todd G. Berch, and Deborah A. Kleckowski, Corporation Counsel Daniel B. Ryan, Sergeant-at-Arms Jeffrey Laskowski, and Council Clerk Marie O. Norwood.
Also Present	Hartford Courant Reporter Shawn Beals, Middletown Press Reporter Jim Salemi, and fifteen Members of the Public
Meeting Called to Order	Mayor Drew calls the meeting to order at 7:09 p.m. and asks Anthony Moran to lead the public in the Pledge of Allegiance.
Call of Meeting Read	The Call of Meeting was read and accepted. Mayor Drew declares the Call a Legal Call and the Meeting a Legal Meeting.
Motion to Amend Agenda	Councilman Serra states there are no changes to the agenda. The Chair states the agenda is accepted as is.

Agenda Item	3
Description	Presentations

Agenda item	3-1
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The Chair calls on Councilman Daley for agenda item 3-1.

Councilman Daley asks any members of the building committee to join him at the podium.

He states he has a resolution, reads it, and moves it for approval. His motion is seconded by councilman Faulkner. Councilman Daley states he would personally like to congratulate the Committee. It was a long and difficult road and it is one of the most outstanding high schools in the State of Connecticut. He has a copy of the resolution for each member.

The Chair states, without objection, the resolution can be approved by acclamation. There are no objections and the resolution is declared adopted.

Councilman Serra states this committee was hardworking and it was spirited as well. There was aggressive discussion on the \$110 million of work for the citizens of Middletown. There were many obstacles and everyone participated and thank you and that was the largest project in the history of Middletown. We had help from the State legislature and he thanks people on that committee for their expertise and the congeniality.

Lee Osborne, Chair, states Tom you stole my whole speech. Mr. Osborne states he is honored to have served in this position and to have been asked to serve in this position. They did it on time and in budget; it is a shining example on how this committee works together. When the goal is clear and timetable set, the job gets done. We set an example on how it can be done.

Resolution No.	01-12
File Name	ccthankyoumhshldgcomdischarge.doc
Description	Discharging the Middletown High School Building Committee with the City's thanks.
(Approved)	

WHEREAS, the Middletown High School Building Committee appointed in December, 2005, has completed its responsibility to build a state-of-the-art high school; and

WHEREAS, the committee membership included W. Lee Osborne, Chair, John Phillips, Vice Chair, Richard Bergan, Joseph Bibisi, Cheryl Jackson, Vincent Loffredo, Joseph Milardo, Jr., Richard Pelletier, Sari Rosenblatt, Thomas J. Serra, Sandra Steele, the late Christine LaRosa and the late

Hampton Watson, Sr., with Diane Santostefano as clerk to the Committee; they have spent five years to ensure the best project was completed for the citizens of Middletown; and

WHEREAS, the 2005 Middletown High School Building Committee was selected to work on this project two years into the school’s construction; they dealt with many obstacles but managed the project with the School opening its doors on September, 2008, with work continuing on the Auditorium and playing fields; the Building Committee continued to oversee the final construction and administration of the funds, including an emergency access road through December, 2011.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That we discharge the Middletown High School Building Committee and on behalf of the citizens of Middletown, we thank the Building Committee and Staff for its endeavors to complete the construction of the high school in a timely and cost effective manner; the Middletown High School is an asset that will be used by our children and residents.

Agenda Item **3-2**

Councilman Serra reads agenda item 3-2. He states he has a resolution and asks that Representatives Joe Serra and Matt Lesser come forward. He reads the resolution and moves it for approval; Councilman Santangelo seconds the motion. Councilman Serra is recognized and thanks my brother and Matt Lesser as well as Senators Gaffey and Doyle. We went up there a number of times and in particular an individual that made them aware of what we needed was former Councilman Loffredo. The generator reimbursement came from these individuals; they worked tirelessly for that and changed legislation to make sure we could do what we needed to do for the school.

The Chair states, without objection, the resolution can be adopted by acclamation. There are no objections and the resolution is declared adopted.

Representative Serra states thank you; this was not necessary. This is the job we were elected to do. To take care of the needs of our constituents. On a lighter note, when some of the people who control the purse strings, they asked how much we needed in Middletown and we said plenty. It was easier than I thought and on behalf of Senator Doyle, who had a prior commitment, and Senator Gaffey, they would say the same, thank you.

Representative Lesser thanks the Council; the bulk of the work was done before I took office and I do serve on the Education Committee and we are proud of the high school and the former Chair of the Education Committee, Senator Gaffey was indispensable.

The Chair states we thank you and the rest of the delegation; you eased the burden of our citizens.

Resolution No.	02-11
File Name	ccthankyoustaterepsforhighschool.docx
Description	Thanking the State Senator Paul Doyle, former Senator Thomas Gaffey, Representative Joseph Serra and Representative Matt Lesser for their help with the construction of Middletown High School.
(Approved)	

WHEREAS, the City of Middletown completed the construction of the Middletown High School, a state-of-the-art school; and

WHEREAS, Middletown residents received one of the highest bond reimbursement percentages for school construction from the State of Connecticut for building this school; and

WHEREAS, Middletown’s State delegation Senator Paul Doyle, former Senator Thomas Gaffey Representative Joseph Serra and Representative Matthew Lesser helped the City attain this percentage which reduces the cost to the Middletown taxpayer to about one-third of its construction price; and

WHEREAS, our State representatives also worked with the City to obtain funding to enable the school to be equipped with a fuel cell and generator so that it may be used as a shelter for the community in its time of need; citizens used this shelter most recently during the aftermath of Hurricane Irene and Storm Alfred.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That on behalf of the Citizens of Middletown we thank our representatives to the State legislature who have diligently acted for Middletown; their efforts culminated in a school that will meet the needs of the City for the next twenty years; and

BE IT FURTHER RESOLVED: That a copy of this resolution be sent to Senator Doyle, former Senator Gaffey, Representative Serra, and Representative Lesser in appreciation for their efforts on behalf of Middletown.

Agenda Item **3-3**

The Chair recognizes Councilman Santangelo for a resolution. Councilman Santangelo states it is for Pam Balisciano and the Council will postpone action until next month. The Chair states she will be here next month; Councilman

Santangelo responds yes.

Agenda Item 3-4

Councilwoman Kasper reads agenda item 3-4, honoring Lydia Guere on her retirement; she reads it into the record and moves it for approval. Councilman Faulkner seconds the motion. The Chair states without objection, the resolute is adopted by acclamation. There is no objection and the Chair declares it adopted.

Resolution No.	03-12
File Name	ccguere
Description	Congratulating Lydia D. Guere on her retirement.
(Approved)	

Whereas, Lydia D. Guere began working for the City of Middletown in May, 1973 as a Clerk Typist in the Youth Services Department; and

Whereas, she transferred to the Health Department in November, 1974; and

Whereas, Lydia has retired after thirty-eight years serving the public in the Youth Services and Health Department.

Now, Therefore, Be it Resolved by the Common Council of the City of Middletown: That, on behalf of the citizens of Middletown, we thank Lydia Guere for thirty-eight years of service to the City and we offer our congratulations and our best wishes to her for a happy, healthy retirement; and

Be It Further Resolved: That we wish Lydia good luck in all her future endeavors.

Agenda Item 3-5

Councilman Pessina states he doesn't see Maria in the audience; he reads the resolution into the record and moves it for approval. Councilman Faulkner seconds the motion. Councilman Pessina states he remembers when Maria came aboard; he was a sergeant. Maria was one of the most dedicated civilian dispatchers we had at 66 Church Street and later at Central Communications. She will be sorely missed from the historical part and from the work ethic. He wishes her a happy retirement. The Chair states without objection, the resolution is accepted by acclamation. Hearing no objections, the Chair declares the matter approved.

Resolution No.	04-12
File Name	cchanlon.doc
Description	Congratulating Maria M. Hanlon on her retirement.
(Approved)	

Whereas, Maria M. Hanlon began working for the City of Middletown in July, 1987 as a Civilian Dispatcher in the Police Department; and

Whereas, she moved to Central Communications when the City created the Department; and

Whereas, Maria has retired after twenty-four years serving the public as a 911 dispatcher for Middletown and Portland.

Now, Therefore, Be it Resolved by the Common Council of the City of Middletown: That, on behalf of the citizens of Middletown, we thank Maria Hanlon for twenty-four years of service to the City and we offer our congratulations and our best wishes to her for a happy, healthy retirement; and

Be It Further Resolved: That we wish Maria good luck in all her future endeavors.

Agenda Item 3-6

Councilman Berch reads agenda item 3-6, a resolution for Ellen Hinze; he moves it for approval and his motion is seconded by Councilman Faulkner. The Chair states without objection, the resolution is accepted by acclamation. Hearing no objections, the Chair declares the matter approved.

Resolution No.	05-12
File Name	cchinze
Description	Congratulating Ellen Hinze on her retirement.
(Approved)	

Whereas, Ellen L. Hinze began working for the City of Middletown in May, 1989 as a Clerk Typist II in the Planning and Zoning Department; and

Whereas, in the restructuring of the Department to Planning, Conservation, and Development, Ellen was promoted to the position of Planning Secretary II; and

Whereas, Ellen has retired after twenty-two years of service to the public in the Planning, Conservation, and Development Department.

Now, Therefore, Be it Resolved by the Common Council of the City of Middletown: That, on

behalf of the citizens of Middletown, we thank Ellen Hinze for twenty-two years of service to the City and we offer our congratulations and our best wishes to her for a happy, healthy retirement; and

Be It Further Resolved: That we wish Ellen good luck in all her future endeavors.

Agenda Item 3-7

Councilman Faulkner calls Diane Zambrello forward. He reads agenda item 3-7 honoring Mrs. Zambrello and moves it for approval. Councilman Klattenberg seconds the motion. Councilman Faulkner offers his congratulates to Diane. The Chair asks Diane to come forward. He states Councilwoman Salafia would like to say something. Councilwoman Salafia states anyone who comes in and sees the line of people outside the tax office, you know how extraordinary the work in that office has been. She congratulates Diane on her retirement. The Chair wishes her good luck. The Chair states without objection, the resolution is accepted by acclamation. Hearing no objections, the Chair declares the matter approved.

Agenda Item 4
Description Approval of Minutes

The Chair asks for a motion to approve the minutes of the regular Common Council meeting of December 5, 2011 at 7 p.m. meeting; Special Meetings of December 5, 2011 at 6 p.m., December 8, 2011 at 7 p.m., and December 21, 2011 at 7 p.m.; the minutes of the meetings having been deposited with the Mayor and Corporation Counsel and copies of the same having been served on each and every Council Member, the reading of the same having been dispensed with, Councilman Santangelo moves them for approval and there is a second by Councilman Pessina. Councilman Faulkner abstains from the vote on the minutes of December 5, 2011 at 6 p.m. and December 8, 2011. Councilwoman Kasper abstains from the vote on the minutes of December 5, 2011 at 6 p.m. The Chair asks if there is any discussion; hearing no other discussion, he calls for the vote. The Chair states the minutes are approved unanimously with the noted abstentions.

Agenda Items 5 and 6
Description Public Hearing Opens on Agenda Items

Public Comment Opens The Acting Chair opens the public hearing on agenda items at 7:30 p.m. on agenda items; for those items not on the agenda, there will be a community meeting on January 12.

Earle Roberts addresses agenda items 3-1 and 3-2 and applauds the Council and their efforts for the work they have done. His only concern in reference to being the largest and most costly it had issues; his question is what summary do we put together for future councils and mayors to know what to do and what not to do. They are costly and long lasting. If something can be done in hindsight to triage the good and what happened and put it on the shelf. Relevant to \$120,000 the fire apparatus, he has no problem with this. We are spending allot of money. He is not sure of all the issues as far as the new committee. He is curious what we are paying for. For legal advice, to we pay for that and contract negotiations. Start putting all contracts in one package. On retiree positions, I agree with the Mayor, it has to be looked at. He hopes it gets done through privatization or part time. Lastly, the High School Locker Room Building Committee; it seems interesting why this needs to be going on. Agenda item 10-7, there is a resolution for Economic Development for \$215,000; how do we evaluate the wealth of those programs. He would like the work. The last one, agenda item 10-7, the Canoe Club restaurant, I believe the City should pay for this and my question is how did it go so long through Fire Marshal inspections. How did it happen for that number of years.

Public Comment Closed The Chair asks if there are other members wishing to speak; seeing no one, he closes the public comment at 7:35 p.m.

Agenda Item 7
Description Appropriation Requests

The Council Clerk reads the appropriation requests and Certificate of the Director of Finance.

Appropriation Request:

MAYOR'S OFFICE
MUNICIPAL BUILDING

NOTICE OF PUBLIC HEARING

Notice is hereby given that a regular meeting of the Common Council of the City of Middletown will be held in the Council Chamber of the Municipal Building on **Tuesday, January 3, 2012** at 7 o'clock p.m. to consider and act upon the following:

Planning, Conservation Development	\$15,000, Account No. 1000-27000-52138, OMO Manufacturing – Legal, General Fund.
City Attorney's Office	\$50,000, Account No. 1000-05000-55185-0050, Contractual Services, General Fund.
Police Department	\$50,000, Account No. 1000-18000-51340-0180, Overtime, General Fund.
Fire Department	\$19,700, Account No. 2010-50000-53510-0500, Vehicle Services, Fire Fund Balance.

Any and all persons interested may appear and be heard.

ATTEST:
DANIEL T. DREW
Mayor

CERTIFICATE OF DIRECTOR OF FINANCE:

To: His Honor Mayor Daniel T. Drew
and Members of the Common Council
From: Finance
Date: December 30, 2011
RE: Certification of Funds

This is to certify that funds sufficient to meet the appropriations requested at your meeting of January 3, 2012 are available as follows:

General Fund	\$115,000
Fire Fund Balance	\$19,700

Respectfully submitted,
Carl Erlacher
Director of Finance

Appropriation **7-1**

Councilman Daley reads the \$15,000 appropriation for the Planning, Conservation, and Development Department and moves it for approval. Councilman Faulkner seconds the motion. The Chair, seeing no discussion, calls for the vote. It is unanimous to approve with twelve aye votes. The Chair states the matter is adopted unanimously twelve to zero.

Planning, Conservation Development (Approved)
\$15,000, Account No. 1000-27000-52138, OMO Manufacturing – Legal, General Fund.

Appropriation **7-2**

Councilwoman Bartolotta reads the City Attorney's Office appropriation request for \$50,000 and moves it for approval; her motion is seconded by Councilman Santangelo. The Chair calls for the vote. It is unanimous to approve with twelve aye votes. The Chair states the matter is adopted unanimously, twelve to zero.

City Attorney's Office (Approved)
\$50,000, Account No. 1000-05000-55185-0050, Contractual Services, General Fund.

Agenda Item **7-3**

Councilman Santangelo reads and moves the appropriation request of \$50,000 for Police Department; his motion is seconded by Councilman Pessina. The Chair calls for the vote. It is unanimous to approve with twelve aye votes. The Chair states the matter is adopted unanimously, with twelve affirmative votes.

Police Department (Approved)
\$50,000, Account No. 1000-18000-51340-0180, Overtime, General Fund.

Agenda Item 7-4

Councilwoman Kasper reads and moves for approval the \$19,700 appropriation request for the Fire Department. Her motion is seconded by Councilman Pessina. The Chair, seeing no discussion, calls for the vote. It is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

Fire Department \$19,700, Account No. 2010-50000-53510-0500, Vehicle Services, Fire Fund Balance.
(Approved)

Agenda Item 8

Description Department, Committee, Commission Reports and Grant Confirmations and Approvals

Councilman Serra moves for approval agenda items 8A, 8B, 8C, 8D, 8E, 8F, 8G, 8H, and 8I.

Motion Divide the Question Councilman Santangelo makes a motion to divide the question to vote on 8J as a separate item; Councilman Daley is recognized and states he was making the same motion.

The Chair, seeing no discussion on the matter, calls for the vote on dividing the question. The vote is unanimous with twelve aye votes.

The Chair states he will call the vote on the motion to accept 8A through 8I, Councilman Pessina seconds the motion. The vote is called and it is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

Agenda Item 8A
Description Town Clerk Certification
(Approved) December 29, 2011

I, Sandra Russo Driska, City and Town Clerk of the City of Middletown, and custodian of the records and seal thereof, hereby certify that all ordinances and appropriations passed and adopted at the regular meeting of the Common Council on December 5, 2011 at 7:00 p.m. and specials meetings on December 5, 2011 at 6:00 p.m., December 8, 2011 at 7:00 p.m. and December 21, 2011 at 7:00 p.m. have been advertised in the local newspaper.

Attest:
Sandra Russo Driska
City & Town Clerk

Agenda Item 8B
Description Monthly Reports
(Accepted) Finance Department – Transfer Report to December 23, 2011
Public Works Report with summary/Bldg Permits for November, 2011

Agenda Item 8C
Description Grant Confirmation and Approval – Board of Education
(Approved)

Name of Grant: As Listed Below
Amount \$470,319.69
Code: 2450-33000-
Grant Period: From: 7/1/2011 To: 6/30/2011
Type of
Amount Loaned from General \$0.00
Department Administering Middletown Board of Education
When any department, commission, office or agency is the recipient of any federal, state or other grant allocated for specific purposes, these funds shall be immediately transferred to the specific unit which has made application for such grant. Confirmation and approval of such transfer shall be given at the next regularly scheduled sessions of the Common Council. Notwithstanding any other Charter provision, the action of the Common Council in confirming and approving such transfer shall be an appropriation; no public hearing thereon shall be required and said funds may then be expended for the purposes for which they were granted.
Description of services to be provided by this 760 - Bielefield-Family-School Connection \$46,500; 771 - School-Family-Community Partnerships \$750; 841 - Special Ed Medicaid \$383.06; 852 - Universal Service Fund \$90; 880 - Primary Mental Health \$1,000; 894 - Swaim Strings Program \$740; 700 - Food Services Receipts \$183,991.36; 801 - Cigna Certified & Paras \$163,963.74; 803 - Workers' Compensation \$1,784.22; 804 - Preschool Program Receipts \$4,540; 806 - SWAGG Parent Fees \$200; 807 - Aetna Classified \$1,085.89; 808 - 21st. Century Parent Fees \$680; 809 - aintenance/Rentals \$13,447.67; 833 - Adult Education Receipts \$10,204; 893 - Fingerprinting Receipts \$211.75; 895 - Special Ed Tuition Reimbursements \$35,528; 898 - Student Activities-MHS \$5,000; 901 - Keigwin Parent Fees \$220. Total Special Programs Through 11/18/2011 \$7,347,596.70 ADDITIONS \$470,319.69 Total
Requested by: Michael J. Frechette, Ph.D.

Agenda Item
Description
(Approved)

8D
Grant Confirmation and Approval –
Planning, Conservation, and Development – 645 Main, Clean-up
Name of Grant: DECD 645 Main Street
Amount \$400,000.00
Code: 3762-14000-59200
Grant Period: **From:** 11/1/201 **To:** 11/1/201
Type of State
Amount Loaned from General \$400,000.00
Department Administering Planning and Development
When any department, commission, office or agency is the recipient of any federal, state or other grant allocated for specific purposes, these funds shall be immediately transferred to the specific unit which has made application for such grant. Confirmation and approval of such transfer shall be given at the next regularly scheduled sessions of the Common Council. Notwithstanding any other Charter provision, the action of the Common Council in confirming and approving such transfer shall be an appropriation; no public hearing thereon shall be required and said funds may then be expended for the purposes for which they were granted.
Description of services to be provided by this DECD grant to acquire and remediate 645 Main Street
Requested by: William Warner

Agenda Item
Description
(Approved)

8E
Grant Confirmation and Approval –
Mayor’s Office - Arts.
Name of Grant: 2012-LAACL-20038/Local Arts Agencies Cultural Leadership Program
Amount \$7,000.00
Code: 3090-01000-
Grant Period: **From:** 1/1/2012 **To:** 12/31/20
Type of State
Amount Loaned from General \$7,000.00
Department Administering Arts & Culture Office
When any department, commission, office or agency is the recipient of any federal, state or other grant allocated for specific purposes, these funds shall be immediately transferred to the specific unit which has made application for such grant. Confirmation and approval of such transfer shall be given at the next regularly scheduled sessions of the Common Council. Notwithstanding any other Charter provision, the action of the Common Council in confirming and approving such transfer shall be an appropriation; no public hearing thereon shall be required and said funds may then be expended for the purposes for which they were granted.
Description of services to be provided by this To support the LAA grant program criteria of Cultural Leadership, Responsiveness to the Community and Management and Organizational Health by providing services and programs to the field.
Requested by: Daniel Drew, Mayor

Agenda Item
Description
(Approved)

8F
Fire Department – Emergency Purchase, 1997 Aerial Platform

Agenda Item
Description
(Approved)

8G
Public Works – Emergency Purchase – Hot water heater, Municipal Building

Agenda item
Description

(Approved)

8H
Water and Sewer Department – Emergency Purchase, River Road Treatment Plant, Middlesex Electric

Agenda Item
Description

(Approved)

8I
Grant Confirmation and Approval –
Finance Department, LoCIP
Name of Grant: Local Capital Improvement Program (LOCIP)
Amount \$112,100.00
Code: 3560-00000-
Grant Period: **From:** 3/1/2011 **To:**
Type of State
Amount Loaned from General \$0.00
Department Administering Finance Department
When any department, commission, office or agency is the recipient of any federal, state or other grant allocated for specific purposes, these funds shall be immediately transferred to the specific unit which has made application for such grant. Confirmation and approval of such transfer shall be given at the next regularly scheduled sessions of the Common Council. Notwithstanding any other Charter provision, the action of the Common Council in confirming and approving such transfer shall be an appropriation; no public hearing thereon shall be required and said funds may then be expended for the purposes for which they were granted.
Description of services to be provided by this Accounting reconciliation for prior year allocations of LOCIP funds.
Requested by: C. Erlacher

**Agenda Item
Description
(Rejected)**

**8J
Finance and Government Operations Report – Release Hires**

Councilman Serra moves agenda item 8J for approval so that it may be discussed. Councilman Klattenberg seconds this motion. Councilman Serra states he wanted to discuss this because he does understand the reason that Finance and Government Operations wanted to try to release the positions, but it would be prudent to wait the two months and I think you will do the right think for the two months to help the departments. This needs to be not accepted so we can do the right thing for the City of Middletown, for reorganization and for those we won't fill and save.

Councilman Klattenberg states he was going to say the same thing to do the right thing. The Tax Collector's office and Legal and Health are faced with real challenges right now. There is no legal secretary; that person has left the City and the Tax Collector, when you look at the attachments provided to the Finance and Government Operations Committee, you will see the positions are urgent and critical and this does not remove the responsibility of the Mayor to figure out the way to meet the needs of the job descriptions. The task force for efficiency but this does not and should not interfere with the working of the task force. It says find a way to meet the needs of the job. That is all that it says. These positions need to be addressed and I would add we don't know what the task force will come up with and they may have a direct bearing on these positions and I would argue that the Council should support this to say your honor the job duties are important to the tax payer and resident sand you, Mayor, need to do your job.

Point of Information

The Chair states as a point of information, that is not what it says. It provides for the filling of these positions that would be permanent. The step my office is taking is to study the efficiency of government in relation to these positions.

Point of Information

Councilman Serra asks the Mayor to explain what he is doing.

The Chair states they will look at temporary positions in certain offices and he has begun the steps to fill them on a temporary basis to fill them for up to 90 days. At the end of that time, they should have a draft report from the task force and we have asked the Unions to agree with our 90 day request and we are making headway to find efficiencies and in the letter and memo I was not exaggerating that this is one of the toughest budget years. We have a lot of problems we have inherited and when faced with the opportunity to consolidate and save money, we can't squander that opportunity by laying people off. I would rather be deliberative right now and fill them only where needed only. That is the purpose of the task force to look at where we are now.

Councilman Daley states the Finance and Government Operations Committee. and I was not at the meeting, but I think they endeavored to approve their obligations under the resolution that was adopted last October and not question what they are attempting to do and that said this has gotten presented as more than it is. The Legal Department recommends to hire from within. There is an alternative and to reassign someone temporarily. Finance and Government looked at the intent to not hire more. The Tax Collector mentioned it is the busiest time of the year and we agree that if you sign a Requisition tomorrow, it would not be filled before tax collecting season would be over. As far as Health, Vital Statistics, the Finance and Government Operations Committee realized it needed further examination and suggested an interim approach to hire a retiree on a part time basis. They are looking at finding a temporary way to address this situation. I think it is best and hearing the City Attorney to accept the report would in effect release the positions. I am not ready to do that. We should take measured steps before we do that. It is clearly falls on your shoulders that Tax Collector and Legal Office functions properly between now and when we have a long term approach. He urges his colleagues to vote not to accept the report, not because I personally don't have a problem with the words but the inference drawn is the barn door is open to fill the positions and that is not a message he wants sent out.

Councilman Pessina appreciates the comments from Councilman Daley because we really did look at the seriously; I might add there was compelling arguments from the Acting City Attorney and especially the Tax Collector and knowing the background where we said we wanted that office staffed with 5 positions and that she is losing one and going to lose another during peak season of collection and we also wanted to have the public, when they pay taxes, they should do it in a manner that is efficient and they don't have to wait. This is an income generating office and we would be remiss if we did not thank Lee. It was a wonderful argument. He is happy to hear the Mayor's comments and respectfully asks that someone is there part time. You look at that one first. With vital statistics, we gave Sanitarian Nesci to bring back an employee to do it in a cost effective way. The Chair states to clarify in advance, we were aware of these issues and had taken steps; we should make a distinction between part time and temporary employees; they are discussing temporary employees to fill

positions in a 90 day window and should solve our problem until the task force is done.

Councilwoman Kasper states she will not be voting to accept this letter and she does serve on the committee, but could not make the meeting because of the time it was called. I was not able to attend but if I had I would not have supported this. We have a chance to look at consolidation and we should do that. We should look at temporary employees until the committee has made their recommendations. For that she will not support this. It is not uncommon for a retiree to come back and work for a temporary period of time and that might work in this case.

Councilwoman Salafia states the tax collector office is changing their process during their busy season. The tax collector positions should be released and filled and that office needs to be staffed at a full complement of five tax collectors. I do know that the Union as agreed to the use of temporary workers; I do think you should come around to the fact the tax office needs their staff.

The Chair responds you may be right, but when we have an opportunity for a full evaluation, we should do that. Layoffs are not what he would like to do.

Councilwoman Kleckowski states the letter from Lee was compelling and clearly demonstrates a need for a full complement of staff for her office and that said, it is outside the legislative branch to compel the mayor to hire. She is against this because it is outside the realm of the legislative branch. I know you will assess and do what needs to be done and she wishes him good luck

Councilman Faulkner states even though he won't support this, he appreciates the Finance and Government Operations Committee going through and highlighting the priorities for us and he appreciates that.

The Char asks for further discussion; seeing none, he calls for the vote. It is two aye votes by Council Members Klattenberg and Pessina; and ten nay votes by Council Members Serra, Bartolotta, Daley, Santangelo, Kasper, Faulkner, Bibisi, Salafia, Berch, and Kleckowski. The Chair states the matter fails with two affirmative and ten negative votes.



Agenda Item
Description

(Rejected)

8J
Finance and Government Operations Report
Retiree Positions Released

To: Members of the Common Council

From: Ronald P. Klattenberg, Chairman
Date: 1/31/2012
Re: Retiree Positions Released

At the December 28, 2011 Special Meeting of Finance and Government Operations, the Commission voted unanimously in favor of the following actions. This review was performed in accordance with Council Resolution #151-11 adopted on October 3, 2011.

(1) Legal Department Secretary (see Attachment 1) The Commission agreed that the retirement of the current Legal Secretary on Dec 30 represents a significant hardship to the city attorney's office and could result in loss in productivity and efficiency. The Commission voted to allow the refilling of this position from within the current city workforce. By hiring from within preserves the streamlining objectives now being undertaken by the Commission and Mayor's Office.

(2) Tax Collector Position (see Attachment 2) The Commission agreed that the efficiency of the tax collector office is paramount to the financial health of the city. It is also critically important when taxpayers come to city hall to pay their taxes. The Commission agrees that a staffing level of five(5) must be maintained to minimize long lines during critical tax collection periods and ensure all mail, financial reporting, delinquent collections, etc. are done in a timely and professional manner. Every effort should be made to refill this position from within the city workforce.

(3) Health Department Vital Statistics The Commission agreed there is a current staff shortage in the vital statistics office that will be made worse when a second employee retires in the coming year. However, this department is being looked at from the standpoint of merger and reorganization with the Town Clerk office. In the interim period until consolidation recommendations are finalized (approx 2-4 months) the Commission approved the hiring of a part-time former employee qualified to perform the tasks in Vital Statistics to assist the existing staff. Carl indicated that the Health Department has a part-time salary line item in the current budget.

Agenda Item
Description

9
Payment of Bills

Councilman Serra moves for approval the payment of all bills properly approved. Councilman Santangelo seconds the motion. There is no discussion. The Chair calls for the vote and it is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes .

<u>Agenda Item</u>	<u>10</u>
Description	Resolutions, Ordinances, etc.

<u>Agenda Item</u>	<u>10-1</u>
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Councilman Klattenberg reads and moves agenda item 10-1 for approval; Councilman Daley seconds the motion. The Chair calls for the vote. It is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

Resolution No.	07-12
File Name	ccmhslockerroombldcomamend2012
Description	Approving amending the membership of the Middletown High School Locker Room Building Committee.
(Approved)	<p>Whereas, the Common Council approved the creation of the Middletown High School Locker Room Building Committee consisting of eight members; and</p> <p>Whereas, every building committee established in accordance with Chapter 14, Article VI shall have no fewer than five nor more than eleven; and</p> <p>Whereas, the Committee is adding a community representative.</p> <p>Now, Therefore, Be it Resolved by the Common Council of the City of Middletown: The Middletown High School Locker Room Building Committee's members be increased such that the membership does not exceed the eleven members as required by resolution.</p>

<u>Agenda Item</u>	<u>10-2</u>
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Councilwoman Bartolotta reads and moves agenda item 10-2 for approval and her motion is seconded by Councilman Serra. The vote is called. It is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

Resolution No.	08-12
File Name	11HRD-nondiscriminationcert12-20-11
Description	Approving readopting the City policy to support nondiscrimination agreements and authorizing the Mayor to sign the nondiscrimination certificate on behalf of the City for the State of Connecticut.
(Approved)	<p>BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That the City of Middletown hereby reaffirms its adoption of its policy to support the nondiscrimination agreements and warranties required under Connecticut General Statutes subsection 4a-60(a) (l) and subsection 4a-60a (a) (l), as amended in State of Connecticut Public Act 07-245 and sections 9(a) (l) and 10(a) (l) of Public Act 07-142.</p> <p>BE IT FURTHER RESOLVED: That Mayor Daniel T. Drew, Mayor of the City of Middletown, is hereby authorized to sign the nondiscrimination certification for the State of Connecticut</p>

<u>Agenda Item</u>	<u>10-3</u>
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Councilman Faulkner reads and moves for approval agenda item 10-3 regarding the Middletown policy statements; his motion is seconded by Councilman Santangelo. Hearing no discussion, the chair calls for the vote. It is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

Resolution No.	09-12
File Name	11HRD-CityPolicy Stmt12-20-11
Description	Approving the Middletown policy statements for Affirmative Action and Equal Employment Opportunity, Sexual and Other Harassment, Zero Tolerance, Americans with Disabilities Act, and Electronic Monitoring for distribution to all employees.
(Approved)	<p>WHEREAS, the City has reviewed its policies and made revisions to its Affirmative Action and Equal Employment Opportunity, Sexual and Other Harassment, Zero Tolerance, Americans with Disabilities Act, and Electronic Monitoring Policy Statements to comply with State regulations and General Statute changes, clarification, and compliance with State Executive Order 16 for violence in the workplace to said policies.</p> <p>Now, Therefore, Be it Resolved by the Common Council of the City of Middletown: That the Middletown Policy Statements for Affirmative Action and Equal Employment Opportunity, Sexual and Other Harassment, Zero Tolerance, Americans with Disabilities Act, and Electronic Monitoring be approved and adopted; and</p>

Be it Further Resolved: That the documents are distributed to every Department for dissemination to, and review and sign off by employees.

Agenda Item 10-4

Councilman Berch reads and moves for approval agenda item 10-4 regarding the revised ADA grievance procedures; Councilman Santangelo seconds the motion. The vote is called and it is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

Resolution No.	10-12
File Name	11HRD-AmendedADAGriePro12-20-11
Description	Approving an amended internal Americans with Disabilities Act Grievance Procedure.
(Approved)	<p>BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That the City of Middletown hereby adopt the following amended internal Americans with Disabilities Act Grievance Procedures as its process for the prompt and equitable resolution of alleged complaints prohibited by the U.S. Department of Justice regulations related to the implementation of Title II and Title III of the Americans Disabilities Act.</p> <p>BE IT RESOLVED: That the City of Middletown ADA Grievance Procedures be approved and adopted.</p>

Agenda Item 10-5

Councilman Santangelo reads and moves agenda item 10-5 for approval; the motion is seconded by Councilman Faulkner.

Motion to Amend	<p>Councilwoman Kasper states she has an amendment in last bullet of the third Whereas which reads “ Is not identified within 1 (one) year, the property would revert to 18 Portland street for use and enjoyment by low to moderate income residents residing in 18 Portland Street in accordance with city land use regulations, and” to read “Is not identified in one year the property would revert to 18 Portland Street for the use and enjoyment by low to moderate income residents residing in 18 Portland Street at a price to be determined by the Council;” Councilman Pessina seconds the motion.</p> <p>The Chair calls for vote on amendment. It is unanimous to approve with twelve aye votes. The Chair states the amendment passes unanimously with twelve affirmative votes.</p> <p>Councilman Bibisi states this is the first step in stabilizing the neighborhood. It took us over a year to take the two buildings down. The next building is 30 Portland Street. It will take us time and once that is down, the neighborhood is stabled.</p> <p>The Chair asks for further discussion; seeing none, he calls for the vote. It is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.</p>
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Resolution No.	11-12
File Name	PCDPortlandSt(4)
Description	Approving the use of 20 Portland Street, to include a permanent 10 x 65 foot driveway easement for 18 Portland Street and to allow its use by NEAT as a community garden/green area with the conditions as stated in the Resolution being agreed to by the parties for its use.
(Amended and Approved)	<p>WHEREAS, at the September 12, 2011 meeting of the Economic Development Committee, the committee met with Portland Street property owners and the North End Action Team (NEAT) to find ways to reuse the City of Middletown owned parcel at 20 Portland Street and,</p> <p>WHEREAS, the Economic Development Committee approved a motion requesting the City Attorney to create a legal structure for the reuse proposal for the parcel with deed restrictions, and</p> <p>WHEREAS, the reuse structure includes the following:</p> <ul style="list-style-type: none">• The City of Middletown will continue to own the parcel;• The City of Middletown will grant a permanent 10 (ten) foot by 65 (sixty-five) foot driveway easement to 18 Portland Street;• The owner of 18 Portland Street will construct and maintain a 4 (four) foot picket or split rail fence defining the easement area;• The owner of 18 Portland Street will insure and maintain the easement area;• The easement shall include language holding the city harmless from any claims;• The remainder of the parcel shall be used by the NEAT to create a community garden and green space in accordance with their proposal submitted to the Economic Development Committee;

- NEAT will insure and maintain the property and provide an insurance certificate acceptable to the City's Risk Manager naming the City as additional insured;
- If at such time, NEAT ceases to exist, insure and or maintain the area and a successor community organization, approved by the Economic Development Committee
- Is not identified in one year the property would revert to 18 Portland Street for the use and enjoyment by low to moderate income residents residing in 18 Portland Street at a price to be determined by the Council, and

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That the Mayor is authorized to sign all documents necessary to effectuate the permanent easement and said conditions to 18 Portland Street and an agreement of said conditions with the NEAT.

Financial Impact: The city will continue to own the property. The city can retain its status as a building lot and therefore there is no financial impact.

Agenda Item **10-6**

Councilman Serra reads and moves for approval agenda item 10-6 and he is seconded by Councilman Pessina. The Chair calls for the vote. It is unanimous to approve with twelve ayes. The Chair states the matter passes unanimously with twelve affirmative votes.

Resolution No.	File Name	Description

12-12
PCDChamberSBDC2012
Approving the transfer of \$25,000 from the Economic Development Fund
Restaurant Lease balance to the Middletown Small Business Development
Center line item 4330-14000-99200-0000-35175 and authorizing the Mayor
to sign all documents.

(Approved)

WHEREAS, the University of Connecticut, Connecticut Business Development Center operated at the Middlesex County Chamber of Commerce for over 20 years and closed in December 2006.

WHEREAS, the City of Middletown and the Middlesex County Chamber of Commerce created in 1990 the Middletown Small Business Development Center to assist individuals and businesses located in the City of Middletown with issues involving management, marketing, accounting and loan packaging.

WHEREAS, the December 12, 2011 meeting of the Economic Development Committee, the committee agreed to recommend that the City of Middletown provide a \$25,000 grant from the Economic Development Fund to assist in the operation of the Middletown Small Business Development Center.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN:

That the sum of \$25,000 be transferred from the Economic Development Fund Restaurant Lease balance to the Middletown Small Business Development Center line item 4330-14000-99200-0000-35175-0000-000.

BE IT FURTHER RESOLVED: That the Mayor is authorized to sign all documents to effectuate this agreement.

FINANCIAL IMPACT – As small businesses struggle because of the economy, the City of Middletown is actively working with the Chamber and entrepreneurs to retain and create new businesses. This will keep commercial properties occupied and maintain assessed values. The money comes from the Economic Development Fund and will have no impact on the General Fund.

Agenda Item **10-7**

Councilman Daley reads and moves for approval agenda item 10-7 and his motion is seconded by Councilwoman Kasper. The Chair, seeing no discussion, calls the vote; it is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with 12 affirmative votes.

[illegible]

13-12
PCDMatabessettCanoeAlarmfunding
Approving the City's payment of \$3,500 for a fire alarm box installed at the City-owned building leased to the Mattabesett Canoe Club, 80 Harbor Drive; creating a new line item in the Economic Development Fund entitled Mattabesett Canoe Club Alarm Box and approving the sum of \$3,500 be transferred from the Economic Development Fund balance into the new line item.

(Approved)

Whereas, the Common Council passed Resolution 105-11 to assist the Mattabesett Canoe Club, LLC (MCCLLC) at 80 Harbor Drive by providing the fire alarm box to the city owned building, and

Whereas, at the December 12, 2011 Meeting of the Economic Development Committee, the Committee agreed to recommend to the Common Council that the City of Middletown pay for the fire

alarm box to be installed at the city owned building leased by the Mattabesett Canoe Club, 80 Harbor Drive from the Economic Development Fund, and,

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: The City of Middletown will pay for the \$3,500 fire alarm box to be installed at the city owned building leased by the Mattabesett Canoe Club, 80 Harbor Drive from the Economic Development Fund.

BE IT FURTHER RESOLVED, That a line item 4330-14000-xxxxx-xxxx-xxxxx-xxxx-xxx Mattabesett Canoe Club Alarm Box be established in the Economic Development Fund and the sum of \$3,500 be transferred from the Economic Development Fund balance into said line item.

FNANCIAL IMPACT – There is no financial impact on the general fund. The Economic Development Fund will pay for the \$3,500 alarm box to be installed in the city owned building.

Agenda Item 10-8

Councilman Faulkner reads and moves for approval agenda item 10-8; his motion is seconded by Councilman Daley. Councilman Berch states he would like to address the resolution. He states the offset of \$48.50 minus maintenance, he commends the Economic Development Commission for their work on this and the prior lease was actually addressed that the hospital could offset this current agreement and the hospital wishes to pay. There was a lease agreement and if they did not pay for improvements, he would not be in favor of this.

Councilman Serra states for information; this was a compromise. The hospital wanted to rent for a price we didn't like. We went to the \$48.50 as a base rate and was a great explanation of what we should be doing and we should accept it.

The Chair calls for the vote. It is eleven aye votes by Council Members Serra, Klattenberg, Bartolotta, Daley, Santangelo, Kasper, Faulkner, Pessina, Bibisi, Salafia and Kleckowski; and one nay vote by Councilman Berch. The Chair states the matter passes with eleven affirmative and one negative vote.

Resolution No.
File Name
Description

14-12
PCDHubbardParktolease
Approving the lease of the Hubbard Park Parking lot to Middlesex Hospital for a period of five years commencing January 1, 2012 with the option of two, 5-year renewals subject to the terms and conditions of the agreement and authorizing the Mayor to sign the agreement.

(Approved)

Whereas, the City of Middletown leased the Hubbard Park Parking Lot to Middlesex Hospital (Tenant), and

Whereas, the Economic Development Committee has negotiated the following terms for renewal of the lease:

- Term of the lease: January 1, 2012 to December 31, 2017 with two (2) five (5) year options to extend the lease.
- Rent is calculated in the following manner:
- Base rate per parking space \$48.50.
- The Tenant will pay directly for the annual maintenance costs of \$5,500.00 for snow plowing and \$600.00 for lighting totaling \$6,600.00 annually divided by 30 parking spaces equals \$203.33 divided by 12 months equals \$16.91 monthly.
- The adjusted monthly rate payable of \$48.50 less \$16.91 equals \$31.59
- Rent rates during the renewal options will be subject to an adjustment based upon the Consumer Price Index

Whereas, at the December 12, 2011 Meeting of the Economic Development Committee, the Committee agreed to recommend to the Common Council that the City of Middletown extend the lease subject to the above mentioned terms and,

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: The City of Middletown will agree to lease the Hubbard Park Parking lot to Middlesex Hospital for a period of five (5) years commencing January 1, 2012 with the option of two (2) five (5) year renewals subject to the terms and conditions in the attached Lease Agreement.

BE IT FURTHER RESOLVED, That the Mayor is authorized to sign all documents necessary to effectuate the.

FNANCIAL IMPACT – The proceeds of the lease will be deposited into the general fund.

Agenda Item 10-9

Councilman Daley reads and moves agenda item 10-9 for approval and his motion is seconded by Councilman Pessina. Councilman Daley would like to speak to it. He states a number of businesses on Main Street particularly the north end have experienced a decline of business due to customers having difficulty getting to them because of construction on the bridge. The Economic Development committee and the chamber looked hard and wide for programs to

support this situation; there used to be programs but they have been discontinued. Bill Warner came up with ideas to do this in a fair and equitable manner. It makes sense and is something we are experiencing difficulty and get businesses over this period of disruption. It is from CDBG funds and a good use of the money.

Councilwoman Kleckowski states she will not support it; Mr. Warner indicated it would be confidential, the information the businesses give and conversely it is federal money and so information should be public and the public should understand how we are spending the money. I don't think there is any way to determine economic decline or construction causing the problem and money should not be used to sustain a position. She is for jobs and if it was for retaining and not sustainability, she would have no problem. We should not be sustaining jobs if a business doesn't have enough business to sustain. How are we to determine the profit of a private industry. Why don't you cut profits to sustain it. It is too much of an intrusion. She would like to see this for jobs and training and not for a position that is not needed because of a lack of work in that area.

Councilman Pessina states he will support the resolution from the point of the fact that we have received numerous calls in reference to the traffic congestion from Washington Street to the bridge approach. He will approve the \$50,000; with an officer there from 4 p.m. to 7 p.m. to have traffic flow much easier. What is important here is businesses in the north end could be affected and may need some help. There is a business that does need help. The outcome of the help is job retention. I felt good tonight when I heard Bill Warner say Chairman Daley and the Mayor would be reviewing the businesses and financial information. They will have to show a need for the money and show a business loss. He has confidence in the Economic Development Commission and that they vet these businesses. We have to keep north of Washington Street vibrant and can't allow this construction to deter us from that and this program will help them. Once there is a good traffic flow, we won't experience the problems associated with the traffic. He will support this for the employment issue and job retention that we worked so hard to keep businesses so vibrant up there.

Councilman Faulkner states he won't support this. He stated his reasons earlier. He would rather see money to increase traffic into the stores and he is not sure we have explored those options.

Councilman Santangelo states he will support this. This is not a new concept and we had a precedent and there were businesses who had help. The issue is retention of small business. A business came to us and this is open to all businesses in the north end. This may show us what we need to do. We did CSO and the road torn up and the business had the road torn up for a year and a half. These businesses are saying they need help and they have to prove to us what is happening. This is not a give-away. We have done other creative financing for other people. This is asking for a break. It is to keep traffic moving and the firehouse clear. This is a mess that has been created and we should listen to our businesses. We have to show the business people in this community that we support them and this is one way to do that. Businesses on Main Street is important for the economy and the fabric of Middletown. He will support this.

Councilman Bibisi states he will support this; small businesses are the heartbeat in Middletown. Without them we would not be Middletown. It is not just the north end. There are checks and balances. They have to go back a year. It is not like they will scam us and if we can save one waitress, we should. He will support this.

Councilman Daley states we have a recent example with the collapse of the Martin DiPiro building and we put a plan in place to preserve those businesses and an article was in the paper and the last business finally found a home and this is set up in a much similar way. As far as confidentiality, the confidentiality will be the proprietary information of the business, not who gets help. They have proprietary information. He states Councilman Santangelo mentioned the CSO program and Aresco's market on Pearl and Liberty that I remember we did through the Economic Development committee because they shut down for a year and a half. I remember that store and it has been in the community for 60 years and if we didn't do what we did, they wouldn't be here today. The past 18 years on the Economic Development Committee, we have done some things out of the box and for the most part they have turned out well. Deciding to run the Remington Rand building and fix it up and improve it, that turned out well. This is another attempt to be innovative and solve a problem. This program, the direction of it, is to preserve low and moderate income jobs and not the profit margins of the business. They have to show they are employing people and he can't see how anyone in these times can't support that. Job retention and creation is the biggest challenge right now.

Councilman Serra states this has to do with consistency of the application; if you

support abatements and investment loans and economic grants, you are supporting the retention of a business and when you are doing that you are supporting jobs and the tax base. If you support the reinvest loans, then you should support this; this is retention. He will support this.

The Chair calls on Councilwoman Kleckowski who responds to the comments made by stating she is for business but her problem is you are not sustaining a business but an employee where there is a lack of business. Providing access to the business would be better. You are sustaining an employee where there is no business to sustain that employee. To sustain the business we need to provide access. She supports when we had the collapses. This is a wrong problem to a solution.

Councilman Serra states we are trying to do that as well. The \$50,000 appropriation will fund two traffic officers on Main and Washington. That is why public safety supported this. That is another consistency of your philosophy. We will try to do this as part of the plan of action. Retention is no different than attraction.

Councilwoman Salafia states she agrees with Councilwoman Kleckowski; this is not the right way to go about this; they have to prove to me and it is a first come and first served basis and at \$40,000, it only will work for one business.

The Chair states when the building collapse occurred, it is not just about the businesses there, but a recruitment of other businesses and when small businesses see they are supported they are more likely to come to Middletown.

Councilman Santangelo states one comment he heard was Councilwoman Salafia say it is going to one business; the money is for all the businesses and it is not designed to go to one business. It was requested by one business owner. We don't know how many are being affected and this may give us the opportunity to see how many are.

Motion to Move Question Councilman Serra moves the question and his motion is seconded by Councilman Pessina. The vote is called and it is unanimous with twelve aye votes. The Chair states the motion carries unanimously.

The Chair calls for the vote on the original motion. It is eight aye votes by Council Members Serra, Klattenberg, Daley, Santangelo, Kasper, Pessina, Bibisi, and Berch; and four nay votes by Council Members Bartolotta, Faulkner, Salafia, and Kleckowski. The Chair states the matter carries with eight affirmative votes and four negative votes.

Resolution No.
File Name
Description

(Approved)

15-12
PCD_CDBG_reprogramming_jobretention
Approving amending the Consolidated Plan to add a new strategy under Priority 1 called Bridge Construction Small Business Disruption Job Retention Program; approving the transfer of \$40,000 from Line Item 3216-14000-57030-0000-03668-2011 entitled City of Middletown Small Business creation/Ex to a new Line Item 3216-14000-57030-0000-xxxxx-2011 entitled Small Business Disruption Job Retention; and authorizing the Mayor to sign and submit the amendments to the U. S. Department of Housing and Community Development.

WHEREAS, the City of Middletown receives Community Development Block Grant (CDBG) funds from the U.S. Department of Housing & Urban Development (HUD) as an entitlement community; and

WHEREAS, the final rule was published on January 5, 1995 in the Federal Register for the Consolidated Submission for Community Planning & Development Programs; and

WHEREAS, the City of Middletown has received \$380,258 in Community Development Block Grant funds for the 2011 entitlement year ; and,

WHEREAS, pursuant to the HUD final rule, revisions to the City of Middletown Citizen Participation Plan have been adopted which includes the process by which the Citizens Advisory Committee prepares the Consolidated Plan;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN:

DECREASE
Line-item- 3216-14000-57030-0000-03668-2011-000- City of Mdtwn/Sm Business Creation/Ex \$40,000

INCREASE
Line-item- 3216-14000-57030-0000-#####-2011-000-Small Business Disruption Job Retention- \$40,000

BE IT FURTHER RESOLVED: That the 2010-2015 Consolidated Plan be amended to add a new

strategy under Priority 1 called, Bridge Construction Small Business Disruption Job Retention Program;

AND BE IT FURTHER RESOLVED: That the Mayor is authorized to sign and submit to the U.S. Department of Housing and Community Development any necessary amendments to Consolidated Plan and 2011 Annual Action Plan to reflect above changes.

<u>Agenda Item</u>	<u>10-10</u>
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Councilwoman Kasper reads and moves for approval agenda item 10-10; her motion is seconded by Councilman Pessina

Noted for the Record

Councilman Bibisi leaves the chamber at 8:30 p.m.

The Chair calls for discussion; seeing none, he calls for the vote. It is unanimous to approve with eleven aye votes. Councilman Bibisi is not present for the vote. The Chair states the matter passes unanimously.

Resolution No.	File Name	Description

16-12
PCD_CDBG_reprogramming-ProgramAdmin
Approving a transfer of \$1,332 from line item 3200-14000-57030-0000-03397-2008-000 entitled North End Police Security Cameras into a new line item 3200-14000-57030-0000-xxxxx-2008 entitled Program Administration; that \$765 from the general fund goes to reimbursing Middletown's Line of Credit for the Community Development Block Grant Funds as required due to the HUD audit of Middletown's CDBG program; amending the 2008 Annual Action Plan to reflect this change; and authorizing the Mayor to sign and submit said amendments to the U. S. Department of Housing and Community Development.

(Approved)

WHEREAS, the City of Middletown receives Community Development Block Grant (CDBG) funds from the U.S. Department of Housing & Urban Development (HUD) as an entitlement community; and

WHEREAS, the final rule was published on January 5, 1995 in the Federal Register for the Consolidated Submission for Community Planning & Development Programs; and

WHEREAS, the City of Middletown has received an additional \$110,460 in Community Development Block Grant funds through the American Recovery and Reinvestment Act of 2009; and,

WHEREAS, pursuant to the HUD final rule, revisions to the City of Middletown Citizen Participation Plan have been adopted which includes the process by which the Citizens Advisory Committee prepares the Consolidated Plan;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN:

	Decrease	
Line-item:	3200-14000-57030-0000-03397-2008-000- North End Police Security Cameras	\$132

Increase	
Line-item- 3200-14000-57030-0000-#####-2008-000- Program Administration	
\$1,332	

BE IT FURTHER RESOLVED: That \$765 from the General Fund go to reimbursing Middletown Line-of-Credit for the Community Development Block Grant Funds, which is requires as the result of a HUD audit of Middletown's CDBG program;

AND BE IT FURTHER RESOLVED: That the Mayor is authorized to sign and submit to the U.S. Department of Housing and Community Development any necessary amendments to Consolidated Plan and 2008 Annual Action Plan reflect above changes.

Agenda Item **10-11**

Councilman Berch reads and moves agenda item 10-11 for approval and his motion is seconded by Councilman Faulkner

Noted for the Record

Councilman Pessina leaves the chamber at 8:32 p.m.

Seeing no discussion, the Chair calls the vote; it is unanimous to approve with ten aye votes. Council Members Pessina and Bibisi are not present. The Chair states the matter passes unanimously with ten affirmative votes.

Resolution No.	File Name	Description
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17-12
pwauthmayorsignagreewestlakedrivebridge05954
Authorizing Mayor Daniel T. Drew to sign the agreement entitled
“Agreement between the State of Connecticut and the City of Middletown
for the construction, Inspection and Maintenance for the Replacement of

the West Lake Drive Bridge (No. 05954) over Miner Brook Utilizing Federal Funds from the Highway Bridge Program.

(Approved)

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN:

That Mayor Daniel T. Drew be and hereby is authorized to sign the agreement entitled, "Agreement between the State of Connecticut and the City of Middletown for the Construction, Inspection and Maintenance for the Replacement of the West Lake Drive Bridge (Bridge No. 05954) over Miner Brook Utilizing Federal Funds from the Highway Bridge Program."

Agenda Item 10-12

Councilman Klattenberg reads and moves for approval agenda item 10-12; his motion is seconded by Councilwoman Kasper

Noted for the Record

Councilman Bibisi returns to his seat in the Chamber at 8:32 p.m.

The Chair, seeing no discussion, calls the vote. It is unanimous to approve with eleven aye votes. The Chair states the matter passes unanimously with eleven affirmative votes and one absent and not voting temporarily

**Resolution No.
File Name
Description**

**18-12
pwlocipappforCityYardGenerator
Authorizing the Mayor to sign and submit an application to the State of Connecticut for a grant from the Local Capital Improvement Program in the amount of \$72,000 for the purchase and installation of a Cummins generator at City Yard and approving creating a new Capital Improvement line item entitled City Yard Generator in the amount of \$72,000.**

(Approved)

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN:

That Mayor Daniel T. Drew be authorized to sign and submit an application to the State of Connecticut for a grant in the amount of \$72,000 from the Local Capital Improvement Program (LoCIP) for the purchase and installation of a Cummins generator at City Yard; and

BE IT FURTHER RESOLVED:

That a new Capital Improvement line item entitled City Yard Generator, in the amount of \$72,000 be established.

Agenda Item 10-13

Councilman Berch reads and moves for approval agenda item 10-13; his motion is seconded by Councilman Serra.

The Chair, seeing no discussion, calls for the vote; it is unanimous to approve with eleven aye votes. The Chair states the matter passes unanimously with eleven affirmative and one absent and not voting temporarily.

**Resolution No.
File Name
Description**

**19-12
pwGeneratorCumminsBidWaiverforCityYard
Approving the bid waiver in accordance with Section 78-8 of the Middletown Code of Ordinances for the purchase of any accessories or services not awarded on a Federal or State contract necessary for the proper installation of a Cummins generator at City Yard.**

(Approved)

Whereas, a 1970 generator at City Yard was damaged this past September during Hurricane Irene; and

Whereas, it is no longer cost effective to continue to repair this dated equipment; and

Whereas, City Yard is the main hub in emergency situations responding to calls for assistance, keeping roads safe for travel and maintaining the City's fleet of vehicles; and

Whereas, it is imperative that City Yard remain fully operational at all times to address the needs of the public; and

Whereas, it is estimated that a Cummins generator fully installed will cost approximately \$72,000; and

Whereas, due to the successful installation and operation of the Cummins generator at the Municipal Building, the Public Works Director prefers to utilize the same vendors for the City Yard generator; and

Whereas, the Purchasing Agent plans to utilize the federal government General Services Administration (GSA) bid for the Cummins Generator and a Cummins Transfer Switch and the State of Connecticut Trade Labor bid for electrical installation services and welding services; and

Whereas, additional accessories totaling \$13,320 to the generator will be required that are not awarded on Federal or State contracts; and

Whereas, the Public Works Department has properly submitted the necessary paperwork to the Standardization Committee, which has approved the requested Bid Waiver with a 2-0 vote on December 21, 2011.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That a bid waiver, in accordance with Section 78-8 of the Middletown Code of Ordinances, be approved to purchase any accessories or services, not awarded on a Federal or State contract, that are necessary for the proper installation of the Cummins generator.

FINANCIAL IMPACT STATEMENT

Funds for the generator will come from State LOCIP Funding

Agenda Item 10-14

Councilman Klattenberg reads and moves for approval agenda item 10-14; his motion is seconded by Councilman Serra. The Chair calls for the vote. It is unanimous to approve with eleven aye votes; Councilman Pessina is not in the chamber for the vote. The Chair states the matter passes unanimously with eleven affirmative votes and one not voting.

Noted for the Record Councilman Pessina resumes his seat in the Chamber at 8:34 p.m.

Resolution No. **20-12**
File Name **pwblldgrfdGallittoSisk.doc**
Description **Approving a building permit fee refund to Salvatore Gallitto, 146 Sisk Street in the amount of \$571.40.**

(Approved)

BE IT RESOLVED BY THE COMMON COUNCIL, OF THE CITY OF MIDDLETOWN:

That a building permit refund be issued to Salvatore Gallitto, 146 Sisk Street in the amount of \$571.40.

Agenda Item 10-15

Councilman Berch reads and moves for approval agenda item 10-15; his motion is seconded by Councilman Serra. The Chair, hearing no discussion, calls for the vote. It is unanimous to approve with twelve aye votes. The Chair declares the matter approved unanimously with twelve affirmative votes.

Resolution No. **21-12**
File Name **pwblldgrfdwasch**
Description **Approving a building permit fee refund to William K. Wasch, 150 Coleman Road in the amount of \$3,286.12.**

(Approved)

BE IT RESOLVED BY THE COMMON COUNCIL, OF THE CITY OF MIDDLETOWN:

That a building permit refund be issued to William K. Wasch, 150 Coleman Road in the amount of \$3,286.12.

Agenda Item 10-16

Councilwoman Bartolotta reads and moves for approval agenda item 10-16; her motion is seconded by Councilman Santangelo. The vote is called, and it is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

Resolution No. **22-12**
File Name **pwblldgrfdschwall**
Description **Approving a building permit fee refund to Regina Schwall, 107 Highland Avenue in the amount of \$485.84.**

(Approved)

BE IT RESOLVED BY THE COMMON COUNCIL, OF THE CITY OF MIDDLETOWN:

That a building permit refund be issued to Regina Schwall, 107 Highland Avenue in the amount of \$485.84.

Agenda Item 10-17

Councilman Santangelo reads and moves for approval agenda item 10-17; his motion is seconded by Councilman Pessina.

Councilman Serra states so that the City is safeguarded, through your office, with this system, the contractor performance safeguards and he does not want it

to malfunction.

Councilman Faulkner states he expresses his concern we continue to hug the admin system; it is not giving us what we want in a lot of areas

Councilwoman Salafia states she has reservations on waiving the bidding; she believes we should start bidding the programs and getting more input on companies out there. She has concerns on how it will integrate with our financial package. When she asked for other companies and using this process she never got a response and she is afraid we will be tied into another one. She understands the need, and will support but has reservations

The Chair responds you have raised concerns and it would have been on last month's agenda, but it wasn't and we could research some of those questions and we are confident it will interface and we will be building certain safeguards so the City is protected. We had concerns it would work for Water and Sewer but not the Tax Collector; and after research, it appears the system will work and the contracts will safeguard our interests if the system does not work out.

Councilwoman Bartolotta states do we know of any other cities utilizing this program. The Chair states we did the research and we asked the Tax Collector to research how several other towns conduct this process. The issue of building a utility system and tax collecting system cannot be unique to us and they do overlap. The Adminin's and the Continental systems, there is some experience in other cities but there is lots of ways it can be done. The negotiated contract will safeguard our interests in case something doesn't work out.

Councilwoman Bartolotta asks where do we go from there. The Chair replies that will be part of the contract negotiation process the same way we did for the renewable energy contract we did. The tax payers will not be left in the lurch. This is why we held it back for a month.

There is no further discussion. The Chair calls the vote. It is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

Resolution No.
File Name
Description

(Approved)

23-12
wssoftwarebillingsystemcusi2011
Approving the waiving of the competitive bidding requirements in accordance with Section 78-8 of the Middletown Code of Ordinances to purchase customer service and billing software from Continental Utility Systems for an approximate cost of \$110,000 for the Water and Sewer Department.

Whereas, the City of Middletown needs to maintain a system for customer service records and billing of accounts for the Water and Sewer Departments; and

Whereas, the current customer and billing system has been ineffective in meeting the needs of the City of Middletown, and the Water and Sewer Departments; and

Whereas, the administration of the Water and Sewer Departments and the City of Middletown Information Technology Department have investigated software systems and are recommending Continental Utility Systems Inc. ("CUSI"); and

Whereas, Continental Utility Systems Inc. is currently working in association with ADMINS, the City of Middletown's current financial software provider, in numerous other municipalities in conjunction with ADMINS; and

Whereas, the Standardization Committee has met and agreed to the waiving of the Competitive bidding requirements; and

Now, therefore, be it resolved by the Common Council of the City of Middletown: That the competitive bidding requirements be waived in accordance with Section 78-8 of the Middletown Code of Ordinances; and

Be it further resolved: That Continental Utility Systems Inc. be awarded the contract for provision of customer service and billing software; and

Be it further resolved: That Continental Utility Systems Inc. provide the City of Middletown with all necessary certificates of insurance and warranty as required by the Risk Manager, Supervisor of Purchasing, The Director of IT, and the Director of the Water and Sewer Departments.

Fiscal Impact

The Water and Sewer Departments are currently utilizing software provided by Quality Data Systems at a cost of \$30,000. The new system to be provided by CUSI will be at a cost of approximately \$110,000. The additional costs will be divided between the Water and Sewer Department CNR accounts. Funding was approved by the Common Council on December 5, 2011 by creating new line items in the Water CNR, and the WPCA created line items in the Sewer CNR on December 1, 2011; both for this expressed purpose.

Agenda Item **12****Description**
(Approved) **Mayor's Appointments.**

The Mayor reads the list of appointments. Councilman Serra moves them for approval and his motion is seconded by Councilman Faulkner. Councilman Bibisi states before we adjourn he would like to notify the Council about the warming centers; there are two.

The Chair states we will vote on this first. He asks if there is discussion on the appointments; hearing none, he calls the vote. It is unanimous to approve with twelve aye votes. The Chair states the appointments are confirmed unanimously.

Water Pollution Control Authority:

Reappointment of John Giuliano to July 31, 2014.

Senior Services Commission:

Appointment of Thomas Hutton, Sr. to March 31, 2013.

Harbor Improvement Agency:

Appointment of Carl Chisem to January 31, 2014.

Long Hill Estate Authority:

Appointment of Colleen Watrous to August 31, 2014.

Middletown Locker Room Building Committee:

Appointment of Theodore V. Raczka as the Board of Education Member.

Appointment of Corinne Gill as the Community Member.

Board of Ethics:

Reappointment of Corinne Dorsey to December 31, 2016.

Citizens Advisory Committee:

Appointment of Planning and Zoning member Gary Faraci to November 10, 2015.

The Chair recognizes Councilman Bibisi; Councilman Bibisi states the warming centers, there are two and they are alternating. We have raised \$12,000 to operate them and it should take us through March. The Chair thanks everyone involved including the Homeless Task Force.

Agenda Item **13****Description** **Contingency Fund Transfers**

The Chair states there are no contingency fund transfers to announce.

Motion to Adjourn

Councilman Serra moves to adjourn and his motion is seconded by Councilman Daley. The Chair asks all in favor and the vote is unanimous with twelve aye votes to adjourn. The Chair declares the meeting adjourned at 8:43 p.m.

ATTEST:

MARIE O. NORWOOD
COMMON COUNCIL CLERK